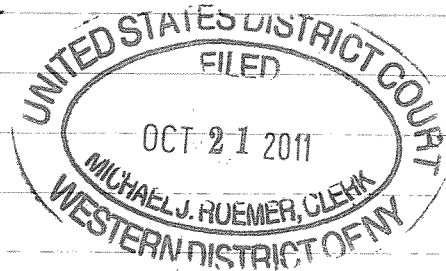


10-20-11

United States District Court
Western District of New York
David A. Marotta, 11B042C
Plaintiff

-V-

Officer Austin, et Al
Defendants



11-CV-0691SR

for damages
and mental
and physical
~~injury~~ injuries
unlawful confinement
and pain and torture with

Dear ~~your~~ Your hon US Mail, damage to Evidence

The only thing I am miss from my
discovery is the E-discovery I have
be able to get like My Medical Records
picture of injuries for June 4 to June 6,
2011 and August 20, 2011 Pictures and Video
with EC MC where the doctor recommended
at Groveland Correctional Facility be told
to take me to the ER in Warsaw hospital
for injuries to my shoulder and neck the
on the 20 of July 2011 At 8:15 pm. ~~For~~
For Mental stress hearing tapes from

10-20-11

April 15 and the hear tapes from August 2, 2011 to show this is not the first time to be unlawfull confinement and ~~harassment~~ harassment from other Officer like Ms Meyers k-1 dorm. I am seek right now and going pull my notice of intent out of the Court of Claims and put it U.S. Court District Courts Western District of New York United Court house house of ~~Ba~~ Buffalo New York. Which would the lawsuit to \$1,400,000.00. For the damages of Mental with physical injuries, unlawfull confinement, a Mental stress, and Taping with U.S. Mail, damage to Evidence and Not the Proper Medical Care Here. of Groveland C.F. And Great Meadows Correction Facility where the only way I am going to settle out of Court is \$900,000.00 with not fines no Parole because holding my mail and opening and thats legal mail not me to write to the Courts about and have lawyer to work with him on my appeal or send mail to have and the court what I can prove, lost Evidence and prove that with witness Officer Hayes from ~~GA~~ Behavior unite I can prove that Officer Jenkin was tring hurt me on emergency sick Call and that Just Great Meadow

10-20-11

Your hon I have gave you some Evidence
and need your help to get the E-discovery
to put this to bed and ~~don't~~ don't want
1 of fruitless doctors try to treat me
They have harm me as it is.

I have all the Evidence I need right
now so please share this information
with lawyers I pick please in all do
respect. You see what I want and want
A Answer by JANUARY 1, 2012 hope to
here for you about ~~thes~~ these mater.

I sorry I am give you my only Cops
I have do to the unlaw confinement ~~to~~ am
able to get cops back.

Very truly yours
David Marotta

DAVID A. MAROTTA
11 B0421

10-12-11

Ms Wapolt

There ~~seem~~ ^{some} civil Right and law
being broken Here

1. is Due process requires that prison
Officials give you written notice
of the charges twenty-four prior
to conducting a disciplinary hearing.
Therefore, you must your Misbehavior
Report at least 24 hours before the
hearing begins.

2. If the description of what you
are accused of doing would not be
a violation of the rules you cannot
be found guilty of violating those rules

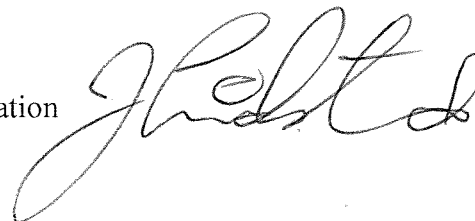
3. You cannot be disciplined for requesting
or demanding changes in institutional
conditions, policies, rules or laws

4. You cannot be disciplined except
for violating a published and posted
rule, a copy of which has been
provided.

STATE OF NEW YORK – DEPARTMENT OF CORRECTIONAL SERVICES
GREAT MEADOW CORRECTIONAL FACILITY

Interdepartmental Communication

TO: D. Marotta, 11B0421, BHU-2-D08
FROM: J. Lindstrand, Deputy Superintendent for Administration
RE: Your Letter
DATE: September 29, 2011



This memo is in response to your letter regarding various issues. Most of issues are Security related and as such, I am forwarding your letter to Captain Goodman, who is charge of the BHU Security staff.

There were 2 issues under my supervision so I will respond to them for you. If you wish to review your medical records, you should write to the Nurse Administrator and she will set up an appointment for you. I warn you that this takes some time to set up so be patient. You stated that a F.O.I.L. request for medical records was denied. While I have not confirmed this, I note that you do not have much money in your account, and as such, may have been denied due to lack of funds. F.O.I.L. requests require sufficient funds to process.

You also stated that there was a problem with your account. I have reviewed your account and noted that you are being paid \$4.75 a week for non-holiday weeks. This is correct. I found no other inaccurate transactions.

Cc: Captain Goodman
file



STATE OF NEW YORK
DEPARTMENT OF
CORRECTIONAL SERVICES

INMATE GRIEVANCE PROGRAM

SUPERINTENDENT

GRIEVANCE NO.

52-585-11

Date Filed:

08-28-11

FACILITY

Great Meadow C. F.

POLICY DESIGNATION

I

TITLE OF GRIEVANCE

Wants sick call

CLASS CODE

#22

SUPERINTENDENT'S SIGNATURE

DATE

October 7, 2011

GRIEVANT

Marotta, David

DIN #

11-B-0421

HOUSING UNIT

E-8-29

Offender Marotta is complaining of inadequate medical care. He is requesting treatment and an MRI be done for shoulder/neck pain.

A Medical Supervisor has reviewed his medical records. He notes that offender Marotta had 15 sick call encounters between 8/22/11 and 9/20/11. He has been seen by several Nurses and a Physician during this time. He had a surgical procedure performed at an outside hospital for one of his complaints and his other complaints are in treatment. He will need to participate in physical therapy for his shoulder/neck prior to an MRI being ordered. This is Central Office direction.

Offender Marotta is receiving extensive medical treatment.

APPEAL STATEMENT

If you wish to refer the above decision of the Superintendent please sign below and return this copy to your Inmate Grievance Clerk. You have seven (7) calendar days from receipt of this notice to file your appeal. * Please state why you are appealing this decision to C.O.R.C.

I did see the doctor Nothing this
as happen at all From Dr Karandy
here at Great Meadow Correction facility
David Marotta
GRIEVANT'S SIGNATURE

Oct 17, 2011
DATE

OCT 13 2011
DATE

GRIEVANCE CLERK'S SIGNATURE

DATE

* An exception to the time limit may be requested under Directive #4040, section 701.6 (g).



BRIAN FISCHER
COMMISSIONER

STATE OF NEW YORK
DEPARTMENT OF CORRECTIONAL SERVICES
THE HARRIMAN STATE CAMPUS - BUILDING 2
1220 WASHINGTON AVENUE
ALBANY, N.Y. 12226-2050

MEMORANDUM

FROM: Karen Bellamy, Director, Inmate Grievance Program
SUBJ: Receipt of Appeal

*Great
meadow*

D MAROTTA 11B0421 9/21/11
Groveland Correctional Facility
Your grievance GRVL-16520-11 entitled
Access To IGPS
was rec'd by CORC on 8/31/11

RECEIVED

SEP 30 2011

INMATE GRIEVANCE SUPV

A disposition will be sent to you after the grievance is reviewed by CORC



BRIAN FISCHER
COMMISSIONER

STATE OF NEW YORK
DEPARTMENT OF CORRECTIONAL SERVICES
THE HARRIMAN STATE CAMPUS - BUILDING 2
1220 WASHINGTON AVENUE
ALBANY, N.Y. 12226-2050

MEMORANDUM

FROM: Karen Bellamy, Director, Inmate Grievance Program
SUBJ: Receipt of Appeal

*Great
Meadow*

D MAROTTA 11B0421 9/21/11
Groveland Correctional Facility
Your grievance GRVL-16519-11 entitled
Denied Due Process
was rec'd by CORC on 8/31/11

RECEIVED

SEP 30 2011

INMATE GRIEVANCE SUPV

A disposition will be sent to you after the grievance is reviewed by CORC